

INTEROFFICE MEMO



DATE: November 12, 2003

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FROM: **RANDY SCOTT**, Division Chief
Land Use Services Department, Advance Planning Division

TO: **NARESH VARMA**, P.E., Chief
Department of Public Works, Environmental Management Division

File: Phelan /Yard 11/W.O.#H07403

SUBJECT: **YARD 11 - CEQA CATEGORICAL EXEMPTION FOR THE VACATION OF ROAD RIGHT-OF-WAY ON PHELAN OUTER HIGHWAY SOUTH IN THE PHELAN AREA.**

On July 31, 2003 the Highway Planning Technical Committee reviewed a request by a private landowner to vacate a portion of the public road rights into Phelan Outer Highway South along the north boundary of their parcel in the Phelan area. The applicant requested the vacation action in order to construct a small office complex on their parcel. The Highway Planning Technical Committee did not accept the subject vacation as requested, but did offer an alternative. The alternative consists of the vacation of excess road right-of-way including the South 40 feet of Phelan Outer Highway South from Lebec Road Easterly to a point approximately 330 feet east of Malpaso Road, being contiguous to lots 1, 16, 17, 32, and 33 of Tract Map No. 5790, MB 73/04, circa 1958.

I have reviewed the project description for California Environmental Quality Act (CEQA) compliance for the vacation of excess road right-of-way. The proposed action qualifies for a Categorical Class 5 Exemption under Section 15305(a) of the CEQA Guidelines because it consists of minor lot line adjustments and set back variances which do not result in the creation of any new parcels.

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cc: Patrick Egle, Advanced Planning Division
David Wallsten, Transportation Design Division
Shay Lawrey, Environmental Management Division